

LOUISIANA BOARD OF WHOLESALE DRUG DISTRIBUTORS

Board Meeting

MINUTES

June 9, 2015

AGENDA ITEM 1 - Call to Order

The meeting was called to order by Michael Davis, Vice-Chairman, at approximately 9:35 am. The meeting was held in Baton Rouge, Louisiana at the Administrative Office of the Board located at 12091 Bricksome Avenue, Suite B.

AGENDA ITEM 2 - Roll Call and Introduction of Guests

It was noted by Mr. Davis that those members in attendance were Mr. Davis, Randall Brooks, Wayne Gremillion, Kenneth Dugas, Chad Gielen, and Jacob Dickson. Robert Broadus was absent due to medical issues. The Board members in attendance constituted a quorum. Also present from the Board's administrative office were George Lovecchio and Kimberly Barbier. There were no guests in attendance.

AGENDA ITEM 3 - Call for Additional Agenda Items *[for discussion in Agenda Item 10]*

There were no additional items to add to the agenda.

AGENDA ITEM 4 - Approval of Meeting Minutes

a. The minutes of the March 24, 2015 Board meeting were presented. **Motion was made by Mr. Dickson to dispense with full reading of the minutes and to accept and approve the minutes of the March 24, 2015 Board meeting as presented, seconded by Mr. Gremillion, and passed by voice vote - FOR: Mr. Davis, Mr. Brooks, Mr. Gremillion, Mr. Dugas, Mr. Gielen, and Mr. Dickson; AGAINST: None; ABSTAINED: None; ABSENT: Mr. Broadus; RECUSED: None.**

b. The minutes of the May 18, 2015 Board meeting were presented. **Motion was made by Mr. Gremillion to dispense with full reading of the minutes and to accept and approve the minutes of the May 18, 2015 Board meeting as presented, seconded by Mr. Gielen, and passed by voice vote - FOR: Mr. Davis, Mr. Brooks, Mr. Gremillion, Mr. Dugas, Mr. Gielen, and Mr. Dickson; AGAINST: None; ABSTAINED: None; ABSENT: Mr. Broadus; RECUSED: None.**

AGENDA ITEM 5 - Old Business

a. Statutes and Regulations

i. Senate Bill 39

Mr. Lovecchio presented an update of the status of the Board's statutory amendments - Senate Bill 39 - current in legislative process. General discussion was held.

Mr. Lovecchio presented the Board members with a copy of Senate Resolution 177 which was recently introduced by Senator Freddie Mills. The resolution creates and

provides for a task force on medical device distribution in Louisiana for the review of existing regulations related to the distribution of medical devices. In review of the resolution, it was noted that one member of the task force is the executive director of the Louisiana Board of Wholesale Drug Distributors (upon passage of SB 39 to be renamed Louisiana Board of Drug and Device Distributors) who shall serve as chairperson of the task force.

No formal action was taken on these items.

AGENDA ITEM 6- New Business

a. Sherman Antitrust Act

Mr. Lovecchio presented information regarding the (federal) Sherman Antitrust Act and a recent case in which disciplinary action taken by a state dental board against non-licensees was overturned by a high court based on the Sherman Antitrust Act. General discussion was held. No formal action was taken on this agenda item.

AGENDA ITEM 7 – Professional Service Contract

a. Legal Services – Celia Cangelosi (Contract Renewal)

Ms. Barbier presented general information regarding the state's new review and approval process for professional service contracts. Ms. Barbier presented a (renewal) contract for general legal services as provided by Celia Cangelosi. General discussion was held. **Motion was made by Mr. Gielen to approve the contract (renewal) between the Board and Celia Cangelosi for professional legal services effective July 1, 2015 through June 30, 2017 with total sums not exceeding \$30,000, seconded by Mr. Dugas, and passed by voice vote- FOR: Mr. Davis, Mr. Brooks, Mr. Gremillion, Mr. Dugas, Mr. Gielen, and Mr. Dickson; AGAINST: None; ABSTAINED: None; ABSENT: Mr. Broadus; RECUSED: None.**

i. Ms. Barbier presented a resolution for legal services as provided by Celia Cangelosi. **Motion was made by Mr. Gielen to approve the resolution for legal service as provided by Celia Cangelosi, seconded by Mr. Gremillion, and passed by voice vote- FOR: Mr. Davis, Mr. Brooks, Mr. Gremillion, Mr. Dugas, Mr. Gielen, and Mr. Dickson; AGAINST: None; ABSTAINED: None; ABSENT: Mr. Broadus; RECUSED: None.**

AGENDA ITEM 8 – Financial Matters

a. Financial Statements

Mr. Lovecchio presented financial information for the month of March and April 2015. General discussion was held. No formal action was taken on this agenda item.

b. Fiscal Year 2015 Year End Review

Mr. Lovecchio presented a budget forecast of the year end totals for the current fiscal year (2015). General discussion was held. **Motion was made by Mr. Brooks to accept and approve the amendments to the fiscal year 2015 budget year ending June**

30, 2015 as presented, seconded by Mr. Dugas, and passed by voice vote- FOR: Mr. Davis, Mr. Brooks, Mr. Gremillion, Mr. Dugas, Mr. Gielen, and Mr. Dickson; AGAINST: None; ABSTAINED: None; ABSENT: Mr. Broadus; RECUSED: None.

c. Annual Financial Attestation – Fiscal Year 2015

i. Attestation Questionnaire

Mr. Lovecchio explained that the Board office had not yet heard back from the Legislative Auditor's Office regarding a new contract for CPA services to perform the annual financial attestation. The attestation questionnaire was presented for review. **Motion was made by Mr. Gremillion to approve the responses provided on the questionnaire as presented, seconded by Mr. Dugas, and passed by voice vote- FOR: Mr. Davis, Mr. Brooks, Mr. Gremillion, Mr. Dugas, Mr. Gielen, and Mr. Dickson; AGAINST: None; ABSTAINED: None; ABSENT: Mr. Broadus; RECUSED: None.** The questionnaire will be addressed to the appropriate CPA contractor upon release of a new contract from the Legislative Auditor's Office.

[The Board moved to agenda item 10 before agenda item 9.]

[The Board returned to agenda item 9 after agenda item 12. The Board called for executive session for discussion of agenda item 9.]

Motion was made by Mr. Gielen to enter into executive session for discussion of agenda item 9, Personnel Matters, seconded by Mr. Dugas, and passed by voice vote- FOR: Mr. Davis, Mr. Brooks, Mr. Gremillion, Mr. Dugas, Mr. Gielen, and Mr. Dickson; AGAINST: None; ABSTAINED: None; ABSENT: Mr. Broadus; RECUSED: None.

Motion was made by Mr. Davis to end the executive session, seconded by Mr. Gielen, and passed by voice vote- FOR: Mr. Davis, Mr. Brooks, Mr. Gremillion, Mr. Dugas, Mr. Gielen, and Mr. Dickson; AGAINST: None; ABSTAINED: None; ABSENT: Mr. Broadus; RECUSED: None.

Motion was made by Mr. Dickson to return to regular session, seconded by Mr. Dugas, and passed by voice vote- FOR: Mr. Davis, Mr. Brooks, Mr. Gremillion, Mr. Dugas, Mr. Gielen, and Mr. Dickson; AGAINST: None; ABSTAINED: None; ABSENT: Mr. Broadus; RECUSED: None.

AGENDA ITEM 9 – Personnel Matters

a. Performance Evaluation- (Senior) Inspector/Interim Executive Director, George Lovecchio

Mr. Davis announced the Board's decision to promote Mr. George Lovecchio from Senior Inspector/ Interim Executive Director to the position of Executive Director with a merit raise in pay effective July 1, 2015. **Motion was made by Mr. Brooks to approve the promotion of George Lovecchio to Executive Director and an increase in salary to \$85,000 per year, seconded by Mr. Gremillion, and passed by voice vote- FOR: Mr. Davis, Mr. Brooks, Mr. Gremillion, Mr. Dugas, Mr. Gielen, and Mr. Dickson; AGAINST: None; ABSTAINED: None; ABSENT: Mr. Broadus; RECUSED:**

None. As executive director, Mr. Lovecchio will execute the duties of the executive director position as set in the Board's policy for duties of the executive director. The Board asked that Mr. Lovecchio present his goals, objectives, and plans for future direction of the Board at the next scheduled Board meeting.

[The Board moved to agenda item 13 after agenda item 9.]

[The Board reviewed agenda item 10 after agenda item 8.c.]

AGENDA ITEM 10- Licensing Matters

a. New Licenses Issued List

Ms. Barbier presented for review a list of approximately 58 new licenses as issued by the Board office on behalf of the Board since the March 24, 2015 Board meeting. General discussion was held. No formal action was taken on this matter.

Mr. Lovecchio noted that he along with Mr. Broadus and Mr. Brooks had attended the May 2015 meeting of the Louisiana Board of Medical Examiners giving a presentation on supply chain security. Mr. Brooks gave an overview of the presentation that was presented and the response received.

AGENDA ITEM 11 - Additional Agenda Items Properly Brought Before the Board (approved in agenda item 3)

There were no additional agenda items brought before the Board.

AGENDA ITEM 12 - Board Issues

a. Annual Election of Officers

Mr. Davis presented a list of nominations for Board officers as follows: Robert Broadus, Chairman; Michael Davis, Vice-Chairman; Randall Brooks, Secretary-Treasurer; and Chad Gielen, Compliance Officer. **Motion was made by Mr. Dugas to accept the nominations and approve the officers as presented, seconded by Mr. Dickson, and passed by voice vote- FOR: Mr. Davis, Mr. Brooks, Mr. Gremillion, Mr. Dugas, Mr. Gielen, and Mr. Dickson; AGAINST: None; ABSTAINED: None; ABSENT: Mr. Broadus; RECUSED: None.**

b. Confirmation of Next Board Meeting

The Board confirmed it will tentatively schedule the next meeting for Tuesday, September 8, 2015. It was noted meetings for the remainder of 2015 are tentatively set for Tuesday, December 8, 2015.

[The Board returned to agenda item 9 after agenda item 12.b.]

[The Board reviewed agenda item 13 after agenda item 9.]

AGENDA ITEM 13 - Adjournment

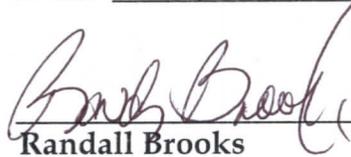
There being no further business before the Board, **motion was made by Mr. Gremillion to adjourn the meeting, seconded by Mr. Dickson, and passed by voice vote - FOR: Mr. Davis, Mr. Brooks, Mr. Gremillion, Mr. Gielen, Mr. Dugas, and Mr.**

Dickson; AGAINST: None; ABSTAINED: None; ABSENT: Mr. Broadus; RECUSED: None.

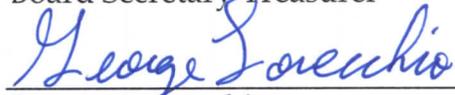
The meeting adjourned at approximately 1:05 pm.

Approved and accepted by the full Board -

Date: 9-8-15



Randall Brooks
Board Secretary Treasurer



George Lovechio
Executive Director